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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/165,683	10/02/1998	YEVGENIY EUGENE SHTEYN	PHA23-483	8198

7590 06/19/2002

US PHILIPS CORPORATION  
580 WHITE PLAINS ROAD  
TARRYTOWN, NY 10591

EXAMINER

ZHEN, LI B

ART UNIT PAPER NUMBER

2151

DATE MAILED: 06/19/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/165,683

Applicant(s)

SHTEYN, YEVGENIY EUGENE

Examiner

Li B. Zhen

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 12 February 2002.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☐ Claim(s) \_\_\_\_\_ is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-9 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☒ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☒ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) 5.
- 4) ☐ Interview Summary (PTO-413) Paper No(s) \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

## **DETAILED ACTION**

### ***Information Disclosure Statement***

1. The information disclosure statement filed February 12, 2002 fails to comply with 37 CFR 1.98(a)(2), which requires a legible copy of each U.S. and foreign patent; each publication or that portion which caused it to be listed; and all other information or that portion which caused it to be listed. It has been placed in the application file, but the information referred to therein has not been considered. Note: this is the second information disclosure statement (IDS) filed (the first IDS was file on March 13, 2000). The first and second IDS did not include a legible copy of any of the references listed on the IDS. The examiner was only able to retrieve one of the publications listed (European reference). Only the retrieved publication was considered and the others were not considered.

### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1 – 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,467,264 to Rauch in view of International Publication No. WO 98/16886 to Chambers.

As to claim 1, Rauch teaches (column 1, lines 33 – 57; column 2, lines 56 – 67) a system for controlling devices with a first physical component (first device), a second physical component (second device), a first property (status of first device) that is changeable through a first call (receiver driver routine; column 9, lines 10 – 18), a second property (status of second device) that is changeable through a second call (transmitter driver routine; column 9, lines 60 – 65). The system (column 1, lines 39 – 53) enables registering a property route linking first device and second device (defining a dependency relationship) such that a change in the first property causes a change of the second property (the second device has a status which depends on the status of the first device). Rauch teaches supplying an identifier (device condition field; column 2, lines 13 – 16) to invoke routes. Rauch is silent as to whether the devices are represented by software objects.

However, Chambers teaches (P. 9, lines 20 – 32) an information processing system with a first physical component (real device 102 – 116, Fig. 1) represented by a first software object (abstract device 202, Fig. 2), a second physical component object (real device 102 – 116, Fig. 1) represented by a second component object (abstract device 202, Fig. 2), and changeable properties (status of abstract device changes). The system (P. 10, lines 30 – 34) enables registering a route (event) linking first object (abstract device wishing to notify) and second object (abstract device interested in being notified) such that property changes are sent to interested abstract devices.

It would have been obvious that the devices of Rauch would also be represented by software objects as taught by Chambers because the devices of Rauch and

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Chambers are both consumer electronic devices (column 10, lines 64 – 67 of Rauch; p. 7, lines 9 – 12 of Chambers).

As to claim 2, Rauch teaches (column 2, lines 55 – 63) changing properties (status of device changes), initiating look-up action (search device status table) to identify property routes using identifiers (locate all entries with a device condition field containing an identification of device), and initializing matching property routes (update status).

As to claim 3 and 5, Rauch teaches (column 45 – 67) the identifier (device condition field) comprises a reference (contains identifiers) to a scenario of the operating system (conditions the device depends on).

As to claim 4 and 6, Rauch teaches (column 1, lines 39 – 51) a system that enables registering a property route (define a dependency relationship) and the property route comprises a reference to the software application (identification of device which the device has a dependency relationship).

As to 7, Chambers teaches (P. 11, lines 18 – 20) un-registering routes.

It would have been obvious that the dependency relationship of Rauch could also be un-registered when it is no longer desired.

As to claims 8 and 9, these are method claims that correspond to the system claims 1 – 2; note the rejections of claims 1 – 2 above, which also meet these method claims.

**Conclusion**

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Li B. Zhen whose telephone number is (703) 305-3406. The examiner can normally be reached on Mon - Fri, 8am - 4:30pm.

The fax phone numbers for the organization where this application or proceeding is assigned are (703) 746-7239 for regular communications and (703) 746-7238 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

Li B. Zhen  
Examiner  
Art Unit 2151

lbz  
June 14, 2002



ST. JOHN COURTENAY III  
PRIMARY EXAMINER